



County of Los Angeles  
**CHIEF ADMINISTRATIVE OFFICE**

713 KENNETH HAHN HALL OF ADMINISTRATION • LOS ANGELES, CALIFORNIA 90012  
(213) 974-1101  
<http://cao.co.la.ca.us>

DAVID E. JANSSEN  
Chief Administrative Officer

May 26, 2006

Board of Supervisors  
GLORIA MOLINA  
First District

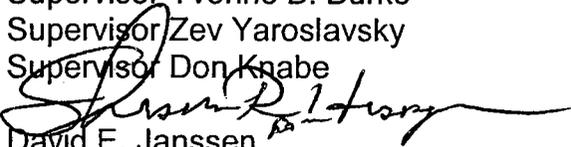
YVONNE B. BURKE  
Second District

ZEV YAROSLAVSKY  
Third District

DON KNABE  
Fourth District

MICHAEL D. ANTONOVICH  
Fifth District

To: Mayor Michael D. Antonovich  
Supervisor Gloria Molina  
Supervisor Yvonne B. Burke  
Supervisor Zev Yaroslavsky  
Supervisor Don Knabe

From:   
David E. Janssen  
Chief Administrative Officer

**WASHINGTON, D.C. UPDATE**

**Immigration Reform (S. 2611)**

On May 25, the Senate approved S. 2611, a comprehensive border security and immigration reform legislation sponsored by Senate Judiciary Committee Chairman Specter (R-PA) by a vote of 62 to 36. The centerpiece of S. 2611 is a three-tiered guest worker program proposed by Senators Hagel (R-NE) and Martinez (R-FL) that would provide working immigrants already in the United States with a means to apply for citizenship. Under the plan, most individuals in the United States longer than five years could remain in the country while applying for permanent citizenship. Individuals in the country from two to five years would have to apply for a visa at a designated point of entry, while those in the U.S. for less than two years would have to return to their home countries. Amendments that would have substantially changed this program were defeated.

S. 2611 will now be sent to a conference committee with H.R. 4437 (Sensenbrenner, R-WI), a border security and immigration enforcement bill that was approved by the House of Representatives last December and which the Board voted to oppose at its March 28 meeting. S. 2611 contains several of the enforcement provisions in H.R. 4437, such as proposals to increase the number of border patrol agents, customs inspectors, and immigration fraud personnel. However, H.R. 4437 does not contain a guest worker provision. An attachment compares the provisions of H.R. 4437 and S. 2611.

We will continue to keep you advised.

DEJ:GK  
GC:FL:hg

Attachment

Comparison of House and Senate Immigration Bills

<p><b>H. R. 4437 (Sensenbrenner)</b> (Passed House on 12/16/05)                      Authorizes state and local law enforcement to investigate, apprehend, detain, or remove aliens in enforcing immigration laws                      Authorizes funding for grants for equipment, facilities, and technology to assist state and local governments in enforcing immigration laws                      Authorizes \$1 billion annually for SCAAP after the current authorization expires in 2011 *</p>	<p><b>S. 2611 (Hagel/Martinez)</b> (Passed Senate on 5/25/06)                      Authorizes state and local law enforcement to enforce criminal immigration laws (1)                      Authorizes funding for training and equipment to help states and localities performing immigration functions under an MOU *                      Authorizes such sums in 2007, \$750million (m) in 2008, \$850m in 2009, and \$950m in 2010-2012 (note: current law is \$850m in 2007, \$950m in 2008-2011)                      Authorizes \$400 million a year in 2007-2012 to reimburse state and local criminal justice system costs (e.g., indigent defense, prosecution, and courts) for undocumented criminal aliens *                      None</p>
<p>None</p> <p>Requires states and localities to authorize law enforcement officers to assist with Federal immigration law enforcement in the course of carrying out their routine law enforcement duties as a condition for receipt of SCAAP funds **</p> <p>Authorizes increased funding to expand the Institutional Removal Program (IRP) through which deportable criminal alien inmates are identified and removed from the country after completing their sentences *</p> <p>Requires states, which receive SCAAP funds, to cooperate with Federal IRP staff in identifying criminal aliens *</p> <p>Authorizes states and localities to hold deportable inmates for up to 14 days after they complete their sentences prior to their transfer to Federal custody</p> <p>Requires all aliens apprehended at ports of entry or on the border to be detained until they are removed from the U.S. and/or granted legal status</p> <p>Requires 730 miles of double-layer security fences to be built along five portions of the Mexican border (in California, around Tecate, CA and from Calexico to Arizona)</p> <p>Requires all employers, within 5 years, to verify whether employees are eligible to work using an automated employment eligibility verification system (EEOVS) based on an existing pilot system</p> <p>Makes it a felony for persons to be in the country in violation of immigration laws</p> <p>Expands the definition of alien smuggling to make it a crime to assist, encourage, direct, or induce a person to enter or remain in the country "knowing or in reckless disregard" of the fact that such person is not authorized to be in the U.S.</p> <p>None</p>	<p>Similar, except authorizes such sums as may be necessary rather than specified amounts *</p> <p>None</p> <p>Same as H.R. 4437</p> <p>Similar except mandatory detention would only apply to all aliens from countries other than Mexico</p> <p>Requires that within two years of enactment the construction of 370 miles of new triple-layer fencing and 500 miles of vehicle barriers along the southwest border. (Sessions amendment no. 3979)</p> <p>Similar though the automated EEOVS would be phased in using a different timetable with all employers participating within 5 years</p> <p>None</p> <p>Expands the definition of alien smuggling to include facilitating, directing, inducing, or encouraging an undocumented alien to enter the U.S. or encouraging or inducing an alien to stay in the U.S.; provides an exception for humanitarian aid which includes housing, counseling, and victim services.</p> <p>Allows most undocumented workers in the U.S. longer than five years to remain in the country under temporary visas while seeking permanent status; illegal immigrants who have been in the country two to five years would have to apply for visas at one of approximately 20 points of entry; illegal immigrants in the country less than two years would have to return to their home countries</p> <p>Includes the "DREAM" Act, which allows undocumented high school graduates to become legal immigrants if they comply with certain conditions (e.g., attend college or serve in the military) and to be treated as state residents for in-state tuition purposes</p> <p>Establishes a new temporary (guest worker) program which allows foreigners to enter the U.S. to fill available low-skill jobs, and which includes a path to permanent legal status with an annual cap on the number of temporary guest workers permitted.</p> <p>Establishes an "Ag/OBS" temporary worker program which allows undocumented persons employed in agriculture for at least 150 work days between 1/1/04 and 12/31/05 to receive temporary work visas. After working a certain number of days in agriculture for 3-5 years, they may apply for permanent legal status (2)</p> <p>Imposes an additional \$750 application fee on immigrants beginning the legalization process; uses the revenue from the fees to help states and local governments pay for health and educational services for non-immigrants (Cornyn amendment no. 4038)</p> <p>Contains two provisions on English language: one to declare English as the national language of the United States, and one that declares English as the "common and unifying language of the United States."</p>
<p>None</p>	<p>None</p>

(1) This provision will have little impact because current law is interpreted as allowing state and local law enforcement to enforce any Federal criminal laws, including immigration crimes.  
 (2) The amendment to establish this program was offered by Senator Feinstein.

Board voted to oppose H.R. 4437 and to support a bill, S. 2454, adopted by the Senate Judiciary Committee Bill on 3/28/06 which is similar to S. 2611.

\* Consistent with Board Policy

\*\* Not consistent with Board Policy